

TRADEMARK ASSIGNMENT

Electronic Version v1.1

Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	RELEASE BY SECURED PARTY		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
CapitalSource Finance LLC		05/31/2007	LIMITED LIABILITY COMPANY: DELAWARE
RECEIVING PARTY DATA			
Name:	InfoHighway Communications Corporation		
Street Address:	39 Broadway, FL 19		
City:	New York		
State/Country:	NEW YORK		
Postal Code:	10006		
Entity Type:	CORPORATION: DELAWARE		
PROPERTY NUMBERS Total: 1			
Property Type	Number	Word Mark	
Registration Number:	2439955	INFOHIGHWAY	
CORRESPONDENCE DATA			
Fax Number:	(212)728-9828		
<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>			
Phone:	212-728-8000		
Email:	mhosaka@willkie.com		
Correspondent Name:	Miwako Hosaka		
Address Line 1:	Willkie Farr & Gallagher LLP		
Address Line 2:	787 Seventh Ave.		
Address Line 4:	New York, NEW YORK 10019		
ATTORNEY DOCKET NUMBER:	1115931.00005		
NAME OF SUBMITTER:	Miwako Hosaka		
Signature:	/M. Hosaka/		

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TRADEMARK
REEL: 003552 FRAME: 0848

Date:

06/01/2007

Total Attachments: 1

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NOTICE OF RELEASE OF
SECURITY INTEREST IN TRADEMARK

WHEREAS, by an Acknowledgment of Intellectual Property Collateral Lien dated as of August 26, 2005, recorded in the United States Patent and Trademark Office (the "USPTO") on September 2, 2005, at Reel/Frame 3152/0475, Infohighway Communications Corporation, a Delaware corporation (the "Assignor"), assigned to and granted to CapitalSource Finance LLC, as Agent ("Assignee"), a security interest in all right, title and interest of Assignor in and to the United States trademark, INFOHIGHWAY, registration number 2,439,955, together with the goodwill of the business symbolized thereby (the "Released Trademark");

WHEREAS, the Assignor has satisfied and fulfilled all of the obligations, including those set forth in the Intellectual Property Collateral Lien, as provided for and pursuant to the Payoff Letter, dated May 31, 2007, and the parties seek to make a record of the Assignee's release and reassignments to the Assignor of any and all of its security interests in the Released Trademarks; and

WHEREAS, Assignee wishes to provide a document suitable for recording in the USPTO for purposes of recording the release, relinquishment and discharge of its security interest in the Released Trademark.


NOW, THEREFORE, in consideration of and in exchange for good and valuable consideration, Assignee hereby relinquishes, releases and discharges its security interest in the Released Trademark. Assignee specifically acknowledges that its security interest in the Released Trademark is no longer in force.

IN WITNESS WHEREOF, the Assignee has caused this Notice of Release of Security Interest in Trademark to be duly executed as of May 31, 2007.

CAPITALSOURCE FINANCE LLC, as Agent

By: _____

Name:
Title:


Peggy Balsawer
Associate General Counsel
Corporate Finance